


REMARKS

Applicant is filing a Request for Continued Examination (RCE) in conjunction with this preliminary amendment of claims. Applicant had previously elected to prosecute the claims of Group I (frost cover) and cancelled the claims of Group II (method for providing frost protection). With this amendment, Applicant is canceling the previously-elected Group I claims and adding herein claims 21-39 directed to methods for providing frost protection.

On August 18, 2005 Applicant's attorney, Shawn Hunter called Examiner Alimenti regarding this course of action. MPEP § 819.01, relating to the discretion of the Office to permit a shift from claiming one invention to another, was discussed. It is Applicant's understanding that Examiner Alimenti will permit a shift to the non-elected invention in this instance, in conjunction with the filing of an RCE.

Respectfully submitted,

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